

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 28TH NOVEMBER 2006 / 7TH AGRAHAYANA 1928

Bail Appl..No. 6995 of 2006()

-----  
CR.NO. 131/2006 OF KOTTARAKKARA EXCISE RANGE  
CMP.11485/2006 of J.M.F.C.-I,KOTTARAKKARA  
.....

PETITIONER/ACCUSED NO.2:  
-----

VINOD, S/O. KUTTAPPAN,  
VINOD BHAVAN, MAKAR JUNCTION, AMBALAPPURAM,  
KOTTARAKKARA.

BY ADV. SRI.PREMCHAND R.NAIR

RESPONDENTS: COMPLAINANT:  
-----

STATE OF KERALA,  
REPRESENTED BY EXCISE INSPECTOR, KOTTARAKKARA  
EXCISE RANGE,REPRESENTED THROUGH PUBLIC PROSECUTOR  
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTORSRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 28/11/2006, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**V. RAMKUMAR, J.**

-----  
**Bail Application NO. 6995 of 2006**  
-----

**DATED: 28-11-2006**

**O R D E R**

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the 2<sup>nd</sup> accused in CR.No. 131/2006 of Kottarakkara Excise Range for offences punishable under Secs. 8(1) and 8 (2) of the Abkari Act for allegedly supplying 8.5 liters of illicit arrack to A1 on 11-07-2006 and who was arrested on 30-10-2006, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail with effect from 1-12-2006 on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-I, Kottarakkara, and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

3. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/- V.RAMKUMAR,  
JUDGE.

ani.

/true copy/

P.A. to Judge.

Bail A.No. 6995/2006

-:3:-